

# **EXHIBIT 21**

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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CHASOM BROWN; MARIA NGUYEN;  
WILLIAM BYATT; JEREMY DAVIS;  
and CHRISTOPHER CASTILLO,  
individually and on behalf  
of all other similarly  
situated,

Plaintiffs,  
vs. No. 5:20-cv-03664-LHK  
GOOGLE LLC,  
Defendant.

CONFIDENTIAL

REMOTE VIDEOTAPED DEPOSITION OF BRIAN RAKOWSKI  
THURSDAY, AUGUST 19, 2021

Stenographically Reported by:  
ANDREA M. IGNACIO, CSR, RPR, CRR, CCRR, CLR  
California CSR No. 9830  
Job No. 741808

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6 WILLIAM BYATT; JEREMY DAVIS;  
7 and CHRISTOPHER CASTILLO,  
individually and on behalf  
of all other similarly  
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8

Plaintiffs,

9 vs.

No. 5:20-cv-03664-LHK

10 GOOGLE LLC,

Defendant.

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14                   REMOTE VIDEOTAPED DEPOSITION OF BRIAN RAKOWSKI,  
15                   taken on behalf of the Plaintiffs, on Thursday,  
16                   August 19, 2021, beginning at 9:00 a.m., and ending  
17                   at 6:02 p.m., Pursuant to Notice, and remotely  
18                   before me, ANDREA M. IGNACIO, CSR, RPR, CRR, CLR ~  
19                   License No. 9830.

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1       R E M O T E   A P P E A R A N C E S:

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1       R O M O T E   A P P E A R A N C E S:   (Cont.)

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12           ALSO PRESENT:   Matthew Gubiotti, Google

13                           Evan Tsilimidos, Videographer

14                           Vanessa Wheeler, Exhibit Technician

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1 normal browsing session. 17:37

2 Q And so whether -- 17:38

3 A So there's no specific -- there's no separate 17:38

4 controls. 17:38

5 Q And so whether it's a normal browsing session 17:38

6 or an Incognito browsing session, are there any 17:38

7 controls that allow someone to prevent Google from 17:38

8 collecting and using any information from that 17:38

9 browsing session in Chrome? 17:38

10 A In Chrome? 17:38

11 Outside of Chrome, I think this document 17:38

12 enumerates a whole bunch of controls. 17:38

13 Inside of Chrome, the settings are about what 17:38

14 is stored locally on your computer and not about what 17:38

15 is stored on the server. And there, there are, you 17:38

16 know, myriad controls for deleting things or removing 17:38

17 piecemeal or -- or, you know, the whole thing, whole 17:38

18 cloth. 17:38

19 So I think those are two different domains. 17:38

20 In Chrome, there are -- there are lots of controls for 17:39

21 deleting the data that's stored locally, which is what 17:39

22 is relevant to Chrome. 17:39

23 Q And are you aware of any controls that allows 17:39

24 a user to prevent all server logging by Google while 17:39

25 they're browsing in Incognito Mode? 17:39



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## 1 DECLARATION UNDER PENALTY OF PERJURY

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3 I, BRIAN RAKOWSKI, do hereby certify under  
4 penalty of perjury that I have read the foregoing  
5 transcript of my remote deposition, taken on  
6 August 19, 2021, that I have made such corrections  
7 as appear noted herein in ink; initialed by me;  
8 that my testimony contained herein, as corrected,  
9 is true and correct.

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11 DATED this 22 day of october, 2021, at  
12 9:55am  
13 \_\_\_\_\_.

14

DocuSigned by:

  
Brian Rakowski

67BD5C6843B14B2...

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SIGNATURE OF WITNESS

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